

BEFORE THE DEPARTMENT OF PUBLIC  
HEALTH AND HUMAN SERVICES OF THE  
STATE OF MONTANA

In the matter of the amendment of        ) NOTICE OF AMENDMENT  
ARM 37.85.204 pertaining to                )  
Medicaid cost share                         )

TO: All Concerned Persons

1. On November 10, 2016, the Department of Public Health and Human Services published MAR Notice No. 37-780 pertaining to the public hearing on the proposed amendment of the above-stated rule at page 2051 of the 2016 Montana Administrative Register, Issue Number 21.

2. The department has amended the above-stated rule as proposed.

3. The department has thoroughly considered the comments and testimony received. A summary of the comments received and the department's responses are as follows:

COMMENT #1: One comment was received requesting consideration that all mental health clinic services be exempt from cost share under the auspice that the services are preventive.

RESPONSE #1: The department would like to thank you for your comment but intends to continue with the rule as proposed. Any service on the preventive service list is exempt from cost share.

4. The department intends to apply this rule retroactively to June 1, 2016. A retroactive application of the proposed rule does not result in a negative impact to any affected party.

/s/ Brenda K. Elias  
Brenda K. Elias, Attorney  
Rule Reviewer

/s/ Marie Matthews for  
Richard H. Oppen, Director  
Public Health and Human Services

Certified to the Secretary of State December 27, 2016.